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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

TATEISHI et al.

Application No.: 10/577,375

Filed: February 12, 2007

Conf. No.: 6219

Art Unit: 1651

Examiner: Irene Marx

Atty. Docket No.: 09-164-US

**FUNGUS HAVING ACTIVITY OF
CONTROLLING DISEASE OF
GRAMINEOUS PLANT,
CONTROLLING AGENT USING THE
SAME, METHOD OF CONTROLLING
AND BIOLOGICAL MATERIAL**

VIA EFS

Commissioner for Patents
P.O. BOX 1450
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION under 37 C.F.R. § 1.116

Sir:

In response to the final Office Action dated October 14, 2010, Applicants respond as

follows, wherein:

Claim Amendments begin on page 2; and

Remarks begin on page 4.

CERTIFICATE OF AUTHORIZATION/ELECTRONIC FILING

This paper (along with any referred to as being attached or enclosed) is being electronically filed with the U.S. Patent and Trademark Office by the below-named person under the authority of the undersigned agent/attorney of record on the date below.

| | | | |
|----------------------|---------------------|--|-------------------|
| Name (Print/Type) | Kimberly L. Haney | | |
| Signature | /Kimberly L. Haney/ | | December 14, 2010 |